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Addenda

Bid Form

ADVERTISEMENT FOR BIDS

FOR: New GPS Equipment Purchase

Submission Deadline: June 8, 2016 at 3:00pm

The Tompkins County Soil and Water Conservation District invites bids for Survey/mapping grade equipment meeting all bid specifications. Copies of the instructions to bidders and bid forms will be available upon request at the Soil and Water District offices (170 Bostwick Road, Ithaca, NY 14850).

Bids will be received at the Tompkins County Soil and Water offices at 170 Bostwick Road, Ithaca prior to June 8, 2016 at 3:00pm. Bids properly received and identified will be opened and read aloud at the District offices, 170 Bostwick Road, Ithaca on June 8, 2016 at 3:00pm.

The Tompkins County Soil and Water Conservation District assume no responsibility, whatsoever, in connection with any failure to receive bids, including those related to any reason for delay, in obtaining or submitting the bidding documents, including but not limited to: traffic delay, messengering, mislabeling, mis-directions from any source, mis-delivery, or otherwise. Any bid, which does not fulfill the material requirements of the bidding documents, will be rejected. When it is in its best interest to do so, the Tompkins County Soil and Water Conservation District may award the contract in whole or in part, select any combination of bids, or may waive any informality in or reject any or all bids.

INSTRUCTIONS TO BIDDERS

BID DISTRIBUTION

Bidding documents are available online through the Tompkins County SWCD website: www.tcsxcd.org. Should the bidding documents become available elsewhere, the location and directions for obtaining them will be stated in the Advertisement for Bid.

PURPOSE

1. The intent of these specifications is to furnish information to responsible bidders for the purchase of equipment to aid in GPS mapping of culverts, ditches and other natural resource infrastructure through funding from the NYS Department of Environmental Conservation.
2. Minority Business Enterprises (MBEs') and Women Business Enterprises (WBEs') are encouraged to respond

Submission of Bids

Bids shall be submitted to **Jonathan Negley (District Manager), Tompkins County SWCD 170 Bostwick Road, Ithaca, NY 14850 until June 8, 2016 at 3:00pm**. Bids shall be delivered in an opaque sealed envelope, marked with the title "Survey Equipment Bid" with the name and address of the Bidder along with any other required documentation. If the bid is sent through the mail or other delivery system the sealed envelope shall be enclosed in a separate envelope with the notation "BID ENCLOSED" across the face of it.

Q&A

Questions about the bidding documents should be made in writing to Jonathan Negley (jonnegley@tcsxcd.org) prior to June 7th, 2016 at 8:00AM. The stated question and associated answers will be posted to the SWCD website listed in the Bid Distribution section.

Modifications and withdrawal of Bids

Tompkins County Soil and Water Conservation District may consider inadequate any bid not prepared and/or not submitted in accordance with the provisions hereof and may waive any inadequacies or reject any portion or bids in their entirety. Any bid may be withdrawn by the bidder before the submission deadline or authorized postponement thereof. Documentation of withdrawal shall be delivered to the place where bids are submitted before the submission deadline.

Opening of Bids

Bids will be opened and read aloud publicly at the Soil and Water offices (170 Bostwick Road, Ithaca, NY 14850) at 3:01pm on June 8, 2016. A list of Bidders and bid amounts will be processed and delivered to all bidders after the bid opening.

2016 GPS Equipment Bid
Tompkins County Soil and Water Conservation District

Tompkins County Soil and Water Conservation District, is an exempt organization under the Tax Laws of NYS and **is exempt from payment of Sales and Compensating Use Taxes of the State of New York for all materials which are to be incorporated into the bid price. These are not to be included in the bid.** However, this is not to be construed by bidders as relieving them from any obligation to pay a sales tax on applicable items pursuant to terms of the present Sales Tax Law.

Award of Bids

After the award has been approved by the Tompkins County Soil and Water Conservation District Board, the successful bidder will be issued a Notice of Award. A notice of contract award will not be binding upon the District until the contract has been fully executed by both parties.

DELIVERY and PAYMENT

1. All bid prices shall include delivery.
2. All deliveries shall be made within ten (10) business days of vendor's receipt of purchase order unless otherwise specified in the Advertisement for Bids, or as otherwise agreed upon between the vendor and the Soil and Water District.
3. Prior to payment, the items furnished and/or work performed will be inspected by the District to determine their conformity to specification. Payments will not be made for items or work not meeting specification(s).

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IRANIAN ENERGY SECTOR DIVESTMENT ACT

1. By submitting a response to this solicitation, the bidder hereby represents that said bidders is in compliance with New York State General Municipal Law Section 103-g entitled “Iranian Energy Sector Divestment”, in that said bidder has not:

(a) Provided goods or services of \$20 Million or more in the energy section or Iran including, but not limited to, the provision of oil or liquefied natural gas tankers or products used to construct or maintain pipelines used to transport oil or liquefied natural gas for the energy sector of Iran; or

(b) Acted as a financial institution and extended \$20 Million or more in credit to another person for forty-five days or more, if that person’s intent was to use the credit to provide goods or services in the energy sector of Iran.

2. Any bidder who has undertaken any of the above and is identified on a list created pursuant to Section 165-a (3)(b) of the New York State Finance Law as a person engaging in investment activities in Iran shall not be deemed a responsible bidder pursuant to Section 103 of the New York State General Municipal Law.

3. Except as otherwise specifically provided herein, every respondent submitting a response to this solicitation must certify and affirm the following under penalties of perjury:

(1) “By submission of this response to solicitation, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint response, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of its knowledge and belief, that each respondent is not on the list created pursuant to NYS Finance Law Section 165-a (3)(b).”

4. Except as otherwise specifically provided herein, any response to this solicitation that is submitted without having complied with subdivision (1) above, shall not be considered for award. In any case where the bidder cannot make the certifications as set forth in detail the reasons therefore. The County reserves the right, in accordance with General Municipal Law Section 103-g to award the contract to any bidder who cannot make the certification on a case-by-case basis under the following circumstances:

(1)The investment activities in Iran were made before April 12, 2012, the investment activities in Iran have not been expanded or renewed after April 12, 2012, and the bidder has adopted, publicized and is implementing a formal plan to cease the investment activities in Iran and to refrain from engaging any new investments in Iran; or

(2)Tompkins County Soil and Water Conservation District (SWCD) has made a determination that the goods and services necessary for the SWCD to perform its functions and that, absent such an exemption, Tompkins County SWCD would be unable to obtain the good or services for which the bid is offered. Such determination shall be made by the SWCD in writing and shall be a public document

CERTIFICATE OF NO COLLUSION

A.)

By submission of this bid, each Bidder and each person signing on behalf of any Bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization under penalty of perjury, that to the best of his/her knowledge and belief:

1. The prices of this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;
2. Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to opening, directly or indirectly, to any other Bidder or to any competitor; and
3. No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

Where (a) (1) (2) and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the state, public department or agency to which the bid is made, or his designee, determines that such disclosure was not made for the purpose of restricting competition. The fact that a bidder (a) has published price lists, rates, or tariffs covering items being procured, (b) has informed prospective customers of proposed or pending publication of new or revised price lists for such items, or (c) has sold the same items to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning of subparagraph one (a).

B.)

Any bid hereafter made to any public authority or to any official of any public authority created by the state or any political subdivision, by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

The forgoing is affirmed as true under penalty of perjury.

Contractor's Name

Contractor's Signature

Date

Corporate Seal